GOVERNMENT OF ANDHRA PRADESH

ABSTRACT

Public Servants - Panchayat Raj and Rural Development Department – Sri T.Gopal Das, Deputy Executive Engineer, V&QC., SD., Jammalamadugu, YSR Kadapa District and now working on deputation at APTIDC Vijayawada, Krishna District - Departmental proceedings initiated under Rule 20 of Andhra Pradesh Civil Services (Classification, Control & Appeal) Rules, 1991 – Article of Charges – Issued.

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PANCHAYAT RAJ & RURAL DEVELOPMENT (VIG.II) DEPARTMENT

G.O.RT.No. 440 **Dated: 15-05-2018**

ORDER:

It is proposed to hold an inquiry against Sri T.Gopal Das, Deputy Executive Engineer, V&QC., SD., Jammalamadugu, YSR Kadapa District and now working on deputation at APTIDC Vijayawada, Krishna District in accordance with the procedure laid down in Rule 20 of the Andhra Pradesh Civil Services (Classification, Control and Appeal) Rules, 1991.

2. The substance of the imputations of misconduct or misbehaviour in respect of which the inquiry is proposed to be held is set out in the enclosed statement of articles of charges (Annexure-I). A statement of the imputations of misconduct or misbehaviour in support of each article of charge is enclosed (Annexure-II). A list of documents by which, and a list of witnesses by whom, the articles of charges are proposed to be sustained are also enclosed (Annexure-III and IV).

3. Sri T.Gopal Das, Deputy Executive Engineer, V&QC., SD., Jammalamadugu, YSR Kadapa District and now working on deputation at APTIDC Vijayawada, Krishna District is directed to submit his written statement of defence within ten (10) days of the receipt of this order.

4. Sri T.Gopal Das, Deputy Executive Engineer, V&QC., SD., Jammalamadugu, YSR Kadapa District and now working on deputation at APTIDC Vijayawada, Krishna District is informed that an inquiry will be held only in respect of those articles of charge as are not admitted. He should, therefore, specifically admit or deny each article of charge.

5. Sri T.Gopal Das, Deputy Executive Engineer, V&QC., SD., Jammalamadugu, YSR Kadapa District and now working on deputation at APTIDC Vijayawada, Krishna District is further informed that if he does not submit his Written Statement of Defence on or before the date specified in para 3 above or otherwise fails or refuses to comply with the provisions of rule 20 of Andhra Pradesh Civil Services (Classification, Control and Appeal) Rules, 1991 or the order/directions issued in pursuance of the said rules, the Inquiry Authority may hold the inquiry against him ex-parte, based on the material available on record.

6. Sri T.Gopal Das, Deputy Executive Engineer, V&QC., SD., Jammalamadugu, YSR Kadapa District and now working on deputation at APTIDC Vijayawada, Krishna District is invited to Rule 24 of the Andhra Pradesh Civil Services (Conduct) Rules, 1964, under which no Government servant shall bring or attempt to bring any political or outside influence to bear upon any superior authority to further his interest in respect of matters pertaining to his service under the Government. If any representation is received on his behalf from another person in respect of any matter dealt with these proceedings it will be presumed that Sri T.Gopal Das, Deputy Executive Engineer, V&QC., SD., Jammalamadugu, YSR Kadapa District and

(P.T.O.)

now working on deputation at APTIDC Vijayawada, Krishna District is aware of such a representation and that it has been made at his instance and action will be taken against him for violation of rule 24 of the Andhra Pradesh Civil Services (Conduct) Rules, 1964.

7. The receipt of this G.O. shall be acknowledged forthwith.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

DR. K.S. JAWAHAR REDDY
PRINCIPAL SECRETARY TO GOVERNMENT

To
Sri T.Gopal Das, Deputy Executive Engineer, V&QC., SD., Jammalamadugu, YSR Kadapa District and now working on deputation at APTIDC Vijayawada, Krishna District **through** the Engineer-in-Chief, Panchayat Raj, Andhra Pradesh, Vijayawada.
The Engineer-in-Chief, Panchayat Raj, Andhra Pradesh, Vijayawada (with a request to serve and return the acknowledged copy and Written Statement of Defense).

Copy to:

The Genl. Admn. (Vigilance & Enforcement) Department, Administrative block, 2nd floor, Pandit Nehru Bus Station, Vijayawada.
The Secretary, Andhra Pradesh Vigilance Commission, 5th Block, first floor, Sectt., Buildings, Velagapudi, Guntur Dist.
The Panchayat Raj & Rural Development (Estt.I) Department.
S.f./S.c.

//FORWARDED BY ORDER//

SECTION OFFICER

ANNEXURE-I

STATEMENT SHOWING THE ARTICLE OF CHARGES FRAMED AGAINST SRI T.GOPAL DAS, DEE., V&QC., SD., JAMMALAMADUGU, YSR KADAPA DIST. AND NOW WORKING ON DEPUTATION AT A.P.T.I.D.C., VIJAYAWADA, KRISHNA DISTRICT.

CHARGE:-

That Sri T.Gopal Das, DEE., V&QC., SD., Jammalamadugu, YSR Kadapa Dist. and now working on deputation at APTIDC Vijayawada, Krishna Dist. has committed grave irregularities in execution of project for Comprehensive development of SC/ST Colonies under MGNREGS for "providing CC Roads and CC Drains P.Sirigepalli ST conony of Jammalamadugu Mandal" in YSR Kadapa Dist., and caused loss to the Government exchequer to a tune of Rs. 6,33,447/-., in as much as he:-

i. Failed to discharge his duties regarding assessment of quality by way of conducting core testing as per section 903.5.2.1 of MoRT&H and simply issued QC certificate stating that the measurements were tallying and mentioned in foot note that "the test results of CC cubes cast during execution are not submitted by the field officers for assessing the strength of CC pavement", resulting in payment for substandard quality of work, ultimately caused loss of Rs.6,33,447/- to Government exchequer.

ii. Being Quality assurance staff he has not insisted for mix design report.

Thus, Sri T.Gopal Das, Deputy Executive Engineer, V&QC., SD., Jammalamadugu, YSR Kadapa District and now working on deputation at APTIDC Vijayawada, Krishna District by his above mentioned acts, has exhibited lack of integrity, not shown devotion to duty and exhibited conduct unbecoming of a Government Servant, in contravention of Rule - 3 of Andhra Pradesh Civil Services (Conduct) Rules, 1964.

DR. K.S. JAWAHAR REDDY
PRINCIPAL SECRETARY TO GOVERNMENT

SECTION OFFICER

ANNEXURE –II

STATEMENT OF IMPUTATIONS OF MISCONDUCT OR MISBEHAVIOUR IN SUPPORT OF ARTICLE OF CHARGE FRAMED AGAINST SRI T.GOPAL DAS, DEE., V&QC., SD., JAMMALAMADUGU, YSR KADAPA DIST. AND NOW WORKING ON DEPUTATION AT A.P.T.I.D.C., VIJAYAWADA, KRISHNA DISTRICT.

The V&E Department has inspected the work "Providing CC Roads with CC Drains in P.Sirigepalli ST colony of Jammalamadugu Mandal" YSR Kadapa Dist." and furnished their report in Vigilance Report No.65 (40-6/V&E/E/2015), dated:25.07.2017, pointing out the following irregularities in the execution of the work:-

i. Sub grade soil exploration was not conducted and the crust of the pavement was neither designed nor approved. The 125mm thickness of CC pavement provided in the approved estimate is insufficient as per table 5 of IRC SP 62 – 2004, but sub base thickness provided is more than the required.

ii. Gravel Shoulders of 0.75m width provided on both sides of carriage way were not executed, but measurements were recorded and payment was made to the agency. The payment made for Gravel shoulders Rs.23,214/- without actually laying amounts to misappropriation of Government money.

iii. The Executive Engineer and Superintending Engineer have not check measured work as per guidelines of APPW Account Code.

iv. The CC pavement without obtaining the mix design report from agency and without obtaining approval from the competent authority.

v. The compressive strength of CC pavement was tested by extracting 9 CC cores from hardened concrete, and it was not satisfying the strength requirement as per clause 17.4.3 of IS 456-2000. Thu8s, substandard quality of work was executed. The rejected value of CC Pavement and CC drain due to substandard quality is Rs.6,33,447/-.

vi. Executive Engineer (PR), Jammalamadugu had issued proceedings vide reference R.C. No. TO/MGNREGS GO 389/JMD/2013 Dt. 14.04.2013 changing grade of concrete from M30 to M20 for CC pavement after execution of work and making payment, even though he was not competent to change the specification in the estimate which was sanctioned by Chief Engineer, MGNREGS (PR). Recovery in this regard also was not effected till the date of V& E inspection.

vii. The work was not completed in all respects as on 30.08.2016 and there was a huge unspent balance of Rs.55.64 Lakhs in the sanctioned estimate. No action was initiated by the field staff to complete the work in full shape.

Sri T. Gopal Das, Deputy Executive Engineer, V&QC is responsible for the above lapses by way of issuing QC certificate without pointing above irregularities.

Thus, the above Government servant has failed to discharge his legitimate duties properly and acted for his personal gain as he has not executed the above work as per specified provisions and caused loss to the Government, to a tune of Rs. 6,33,447/- in contravention of APCS (Conduct) Rules, 1964.

Hence, the charge.

DR. K.S. JAWAHAR REDDY
PRINCIPAL SECRETARY TO GOVERNMENT

SECTION OFFICER

ANNEXURE -III

List OF DOCUMENTS BY WHICH THE ARTICLE OF CHARGES FRAMED AGAINST SRI T.GOPAL DAS, DEE., V&QC., SD., JAMMALAMADUGU, YSR KADAPA DIST. AND NOW WORKING ON DEPUTATION AT A.P.T.I.D.C., VIJAYAWADA, KRISHNA DISTRICT ARE PROPOSED TO BE SUSTAINED.

Vigilance Report No.65 (C.No.40-6/V&E/E/2015) dated:25.07.2017

DR. K.S. JAWAHAR REDDY
PRINCIPAL SECRETARY TO GOVERNMENT

SECTION OFFICER

ANNEXURE-IV

LIST OF WITNESSESS BY WHOM THE ARTICLE OF CHARGES FRAMED AGAINST SRI T.GOPAL DAS, DEE., V&QC., SD., JAMMALAMADUGU, YSR KADAPA DIST. AND NOW WORKING ON DEPUTATION AT A.P.T.I.D.C., VIJAYAWADA, KRISHNA DISTRICT ARE PROPOSED TO BE SUSTAINED

NIL

DR. K.S. JAWAHAR REDDY
PRINCIPAL SECRETARY TO GOVERNMENT

SECTION OFFICER